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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

CONSTANTIN DENIS MIHAI and
ARNOLD NAPOLES,

Plaintiffs,

v.

ALEJANDRO MAYORKAS, in his official
capacity as Secretary of Homeland Security,
U.S. DEPARTMENT OF HOMELAND
SECURITY, UR M. JADDOU, in her
official capacity as Acting Director of U.S.
Citizenship and Immigration Services, U.S.
CITIZENSHIP AND IMMIGRATION
SERVICES, the UNITED STATES OF
AMERICA and JOHN DOES I through
XX, inclusive,

Defendants.

Case No. 2:23-cv-01127-JAD-DJA

Stipulation and Order

(Fourth Request)

Plaintiffs Constantin Denis Mihai and Arnold Napoles and Defendants Alejandro Mayorkas, Secretary of Homeland Security, US Department of Homeland Security, Ur M. Jaddou, Acting Director of U.S. Citizenship and Immigration Services, United States Citizenship and Immigration Services and United States of America ("Federal Defendants"), hereby stipulate and agree as follows:

Plaintiffs filed their Complaint on July 19, 2023.

Plaintiffs served the United States with a copy of the Summons and Complaint via Certified Mail on August 4, 2023.

1 The current deadline for the United States to respond to the Plaintiffs' Complaint is
2 on May 2, 2024.

3 Plaintiffs and the Federal Defendants, through undersigned counsel, stipulate and
4 request that the Court approve a 90-day extension of time, from May 2, 2024, to July 31,
5 2024, for Federal Defendants to file a response to the Complaint, ECF No. 1. This is the
6 fourth request for an extension of time.

7 Since the filing of the third request for extension, the Agency has sent Plaintiff a
8 notice regarding Plaintiffs' I-485 petition requiring Plaintiff to provide additional
9 information and documentation by April 30, 2024. The additional 90 days will allow the
10 necessary time for Plaintiff to provide a response and for the Agency to evaluate and
11 adjudicate Plaintiffs' I-485 petition.

12 Therefore, the parties request that the Court extend the deadline for the United
13 States to answer or otherwise respond to July 31, 2024.

14 This stipulated request is filed in good faith and not for the purposes of undue delay.

15 Respectfully submitted this 11th day of April 2024.

16 REZA ATHARI, MILLS & FINK, PLLC

JASON M. FRIERSON
United States Attorney

17
18 /s/ Gary Fink
19 GARY FINK, ESQ.
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23 *Attorney for Plaintiffs*

/s/ Virginia T. Tomova
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24
25 **IT IS SO ORDERED:**

26 

27 **UNITED STATES MAGISTRATE JUDGE**

28 **DATED:** 4/12/2024